IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3219 OF 2006
IN
FIRST APPEAL NO.1668 OF 2006

M/s. Houssan Ramu Associates & Ors. ... Applicants

Vs.

Mrs. Naseembano Ibrahim Khan & Ors. ... Respondents

Mr. A.A. Kumbhakoni i/b Mr. T.D. Deshmukh for the applicants.

Mr. Girish S. Godbole for respondent 1 to 7.

CORAM : SMT. RANJANA DESAI &
A.P. DESHPANDE, JJ.

DATED : 1ST AUGUST, 2006.

P.C.:-

1. We have heard the learned counsel for the parties.

2. In our opinion, the following order will meet the ends of justice.

3. If the respondents decide to develop the suit property, they shall do so at their risk as to the costs and consequences. In case, they decide to sell the suit property or the developed property, they shall inform the intending purchaser the fact of pendency of the present first appeal. They shall inform the intending purchaser that any transaction in respect of the suit property or

the developed property will be subject to the final decision that may be passed in the instant first appeal. The respondents shall not claim any further equities on account of any development made on the suit property.

4. No further order is necessary.

5. Civil application is disposed of.

[SMT. RANJANA DESAI, J.]

[A.P. DESHPANDE, J.]